THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No. 16369 of 2006

DATED: 09-08-2006

Between:

Regulla Ramulu.

..Petitioner.

and

The State Election Commission, Government of Andhra Pradesh, Buddha Bhavan, Secunderabad and others.

..Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.16369 of 2006

ORDER:

Heard the counsel.

2. This writ petition is filed for a writ of mandamus declaring Form Nos. 26 and 28, dated 29-07-2006, issued by the 3rd respondent regarding the election to the office of Sarpanch of Velpooru village, Velpooru Mandal, Nizamabad District as illegal, arbitrary and unconstitutional and consequently, direct the official respondents to scrutinize 138 doubtful votes and based on their validity, declare the election results and pass such other suitable orders.

3. It is stated that the elections were held on 29-07-2006 and the petitioner addressed a letter to the 3rd respondent with regard to recounting of votes and that the 3rd respondent had given Form Nos. 26 and 28. Several factual details had been narrated in paras 2 and 3 of the affidavit filed in support of the writ petition. The main grievance is that in the circumstances, considerable directions are to be issued to the official respondents to scrutinize 138 doubtful votes. Apart from this aspect of the matter, several other aspects also had been narrated. The Writ Court cannot go into these details at this stage. However, the petitioner is having a remedy by way of an election petition and liberty is given to him to approach

the competent Election Tribunal.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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P.S.NARAYANA, J

Dated: 09-08-2006

sj